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ALBUQUERQUE, NEW MEXICO, TUESDAY, JUNE 13, 1911.

EVENING HERALD
VOL. 1, NO. 85.

ELECTION OF STATEHOOD IS AGAIN SET FOR FRIDAY BECAUSE STONE PROTESTS

Vice President Sherman Casts Deciding Ballot Providing for Amendment to Constitution; Goes to Conference.

BITTER DEBATE IS AROUSED BY VOTE

Contention is Raised That Presiding Officer Has Not the Right to Throw Balance of Power in Upper Branch.

(By Evening Herald A. P. Leased Wire)

Washington, D. C., June 13.—The Senate territories committee will take up the flood resolution resolution this Friday and at all probability, after a brief hearing it will report the measure to the Senate without recommendation.

Senator Stone of Missouri asked the question to the Senate Monday evening by openly charging the committee with being dilatory. He advised the Senate that no apparent attempt had been made to hold a committee meeting.

Senator William Alden Smith, chairman of the committee, was present and replied he had several members of the committee, including himself, been absent, but that they were set to work and in course to a meeting of both the New Mexico Delegation and the Senate at a regular sitting of the committee.

The Bristow amendment, giving the federal government supervision in such elections, was adopted by a vote of the proslavery party casting the deciding vote in its favor.

The introduction of the Canadian territory bill was delayed and the Senate business program upset today when an unexpected and lengthy debate was started on a protest of Senator Bacon against the vote of Vice President Sherman, who last night brought in the and adopted the Bristow resolution providing for direct election of senators.

Extensive precedents were cited against and in support of the vice president's action. Senator Penrose in charge of the reception committee, sought to hold the debate long enough to report the bill, but did not succeed, set up a late hour.

Adoption of the Bristow amendment yesterday, which outlined the house provision transferring supervision of senatorial elections from Congress to the state legislatures, was made possible by Mr. Clarke of Arkansas, casting the only Democratic vote for the proposition. The tie on that ballot would have been prevented if his vote had been cast with his party, with which he later voted on adoption of the resolution.

On this first ballot, five Republicans, Messrs. Borah, Grinnell, La Follette, Sumner and Wurke, all insurgents, voted against the proposition. On the resolution as amended, the vote, 61 to 24, was six more than the necessary two-thirds majority. Of the twenty-four negative votes eight were cast by Democrats and sixteen by Republicans as follows:

Republicans—Brundage, Burnham, Crane, Dillingham, Gallinger, Heyburn, Knobell, Lodge, Lovinger, Oliver, Quinn, Penrose, Richardson, Root, Smoot and Wernette.

Democrats—Bacon, Banfield, Fletcher, Foster, Johnston, Perkins and Williams.

The resolution as amended and passed follows:

That the tie of the first paragraph of section three of article one of the constitution of the United States and in lieu of so much of paragraph two of the same section as relates to the filling of vacancies, the following be proposed as an amendment to the constitution which shall be valid to all intents and purposes on the part of the constitution when ratified by the legislatures of three-fourths of the states.

The Senate shall be composed of two senators from each state elected by the people thereof, for six years, and each senator shall have one vote. The electors in each state shall have the qualification requisite for electors of the most numerous branch of the state legislature.

When vacancies happen in the representation of any state in the Senate, the executive authority of such state shall issue writs of election to fill such vacancies, provided that the legislature of any state may empower the executive thereof to make temporary appointments until the people fill the vacancies by election as the legislature may direct.

This amendment shall not be so construed as to affect the election or term of any senator chosen before it becomes valid as part of the constitution.

Federal Judge Price said today that he would rule upon the constitutionality of the amendment.

The amended resolution now will go into conference between the Senate and House and some senators predicted that the house would refuse to accept it.

AVIATOR COMES DOWN A TRIFLE TOO FAST

Several People Are Reported Killed at Albany, N. Y., Where Flames Reach Storage of Oil.

(By Evening Herald A. P. Leased Wire)

Albany, N. Y., June 13.—Flames which destroyed the building of the Alton chemical works in the south end of the city this afternoon reached one of the tanks of the Texas Oil company nearby and caused an explosion in which five or six persons are reported to have been killed.

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The fire at 3 o'clock was reported under control.

RUIN, DESTRUCTION AND DEATH ARE RESULT OF AN INVESTMENT

St. Louis Creditors File Petition Against Properties Worth Millions Owned by E. G. Lewis, a Promoter.

HE OWES TWICE AS MUCH AS HE OWNS

(By Evening Herald A. P. Leased Wire)

St. Louis, June 13.—A receiver for all of the properties of E. G. Lewis at University City, Mo., an injunction restraining the representatives of the debtors of magazine publishers from exercising authority under the recent agreement taking over the properties, and a receivership on all improved property of the University Heights Beauty and Development company are sought by two suits filed today in the United States circuit court.

The properties are valued, it is said, at between \$2,000,000 and \$2,500,000.

The suit for a receiver was filed by 22 creditors.

Charges are made against Lewis and his companies by the creditors in their petitions. It is represented that all of the Lewis corporations are insolvent and that their aggregate indebtedness amounts to more than \$5,000,000.

The alternative is made that Lewis and his wife have left St. Louis and that Lewis is now engaged in the work of inducing women to become members of the American Women's League.

It is charged that runs, destruction and death have followed in the wake of all Lewis enterprises, due to his representations made to investors in his corporation and securities.

It is also charged that the reorganization plan of the multitude of sub-leaders is a scheme further to defraud the creditors of the corporations of their money.

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TEXAS OIL COMPANY TANK BLOWS UP

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TODAY'S GAMES

American League

Boston-Detroit and Washington-Chicago games postponed.

R. H. S.

Cleveland 1 5
New York 5 19

R. H. E.

St. Louis 0 9 2
Philadelphia 0 19 0

National League

R. H. E.

Brooklyn 3 6 0
Pittsburg 4 12 2

EX-GOVERNOR KNIGHT DYING

Lafayette, Ky., June 13.—Former governor J. Proctor Knight, 67, died at his home near here. Weakness caused by a stroke of paralysis a few months ago he is threatened by imminent

death.

DEPOSED GOVERNOR LEAVES

Los Angeles, Calif., June 13.—Former Governor of Jalisco, Mexico, and his party, including a brother and sister, all leave yesterday for New York whence they will sail for Spain.

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